REMARKS

Claims 1, 3-11, 13-19 and 21 are pending in the application. Claims 1, 3-11 and 13-19 were rejected under 35 U.S.C. § 112. Claims 1, 3-11 and 13-19 were rejected under 35 U.S.C. § 102(e). The drawings were objected to.

Objections to the Drawings

The drawings were objected to because the Office Action states that the drawings fail to show elements described in the specification.

Applicant has responded by amending FIGs. 1-7.

In view of the foregoing, applicant respectfully requests the objection to the drawings be withdrawn.

Rejection Under 35 U.S.C. § 112

Claims 1, 3-11 and 13-19 were rejected under 35 U.S.C. § 112 because the Office Action states that claims 1, 3-11 and 13-19 fail to comply with the written description requirement.

Applicant has responded by amending the claims to delete the terms "user-related" and "secondary signaling". Also, applicant has changed the term "apparatus" to the term "network" in claims 1, 3-11 and 13-16 per the suggestion of the Examiner.

Applicant respectfully traverses the rejection of the term "CPE application server component". This is because page 15, lines 15-18, of applicant's specification states "In one example, the application server component 140 in one example comprises Customer Premise Equipment. The application server component 140 provides one or more services on behalf of an end-user, for example, the user of the telephony device 105. ". Thus, the term "CPE application server component" is defined.

Rejection Under 35 U.S.C. § 102 (e)

Claims 1, 3-11 and 13-19 were rejected under 35 U.S.C. § 102 (e) as being anticipated by U. S. Patent Number 7,336,771 issued to Crockett et al. on February 26, 2008.

Applicant has avoided these grounds of rejection for the following reasons.

Applicant's claim 1, as amended, now recites,

"an application server component with which the CPE application server component provides the one or more services through employment of one or more protocols to establish the one or more secondary signaling data streams, wherein at least one of the one or more protocols is a User Datagram Protocol (UDP)."

This limitation is located on page 6, line 16 of applicant's specification. Crockett does **not** teach this limitation. This is because Crockett discloses transmission control protocol/ Internet protocol (TCP/IP) signaling, transaction capabilities application part (TCAP) over TCP/IP signaling, session initiation protocol (SIP) signaling, HyperText Transfer Language Protocol signaling, and signaling system 7 (SS7) signaling, as stated in column 6, lines 28-33. However, contrary to applicant's claim 1, Crockett does **not** disclose that the User Datagram Protocol (UDP). Thus, Crockett is missing the "User Datagram Protocol (UDP)" elements, as recited in applicant's claim 1.

Thus, the clear teaching of Crockett is that at least one of the one or more protocols is **not** a User Datagram Protocol (UDP).

In view of the foregoing, applicant submits that Crockett does not describe each and every element of claim 1, and therefore claim 1 is not anticipated by Crockett. Since claims 3-11 and 13-16 depend from allowable claim 1, these claims are also allowable over Crockett.

Independent claim 17 has a limitation similar to that of independent claim 1, which was shown is not taught by Crockett. For example, claim 17 recites, "wherein at least one of the one or more protocols is a User Datagram Protocol (UDP)". Crockett does **not** teach this limitation for the above-mentioned reasons. Therefore, claim 17 is likewise allowable over Crockett. Since claims 18-19 depend from claim 17, these dependent claims are also allowable over Crockett.

Claim Amendments

Claims 5, 7 and 13-16 were amended to add the term "and". No new matter has been added.
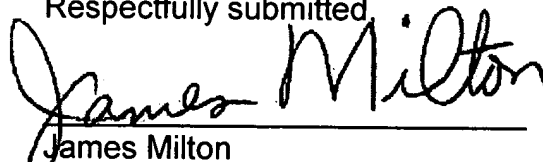
New Claim

New claim 21 has been added. Claim 21 provides an additional limitation directed to the one or more protocols. No new matter has been added.

Conclusion

It is respectfully submitted that the Office Action's rejections have been overcome and that this application is now in condition for allowance. Reconsideration and allowance are, therefore, respectfully solicited.

In view of the above amendments and remarks, allowance of all claims pending is respectfully requested. If a telephone conference would be of assistance in advancing the prosecution of this application, the Examiner is invited to call applicant's attorney.

Respectfully submitted,

James Milton
Attorney for Applicant
Reg. No. 46,935

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PATTI, HEWITT & AREZINA, LLC
Customer Number 47382